



Practitioner's Docket No. 00211-US-NEW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

MOYER *et al.*

Application No.: 09/393,590

Filed: September 9, 1999

For: STABLE LIQUID  
FORMULATIONS OF  
BOTULINUM TOXIN

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby respectfully requests that a Four-Month Extension of Time be granted under 37 CFR § 1.17(a)(4) in which to file a Request for Continued Examination subsequent to a Notice of Appeal that was filed August 22, 2003, thus making this a timely submission on February 23, 2004 (February 22 being a Sunday). If an additional extension of time is required, please consider this a petition therefor.

Applicant believes that the fee required is \$1,480 for a Large Entity. The Commissioner is authorized to deduct the necessary fee from the undersigned's Deposit Account No. 01-2707. Please deduct any additional fees that may be required from, or credit any overpayment to, the above-noted Deposit Account.

02/26/2004 JADDO1 00000089 012707 09393590

02 FC:1254 1480.00 DA

Date: 2/23/04

Elan Pharmaceuticals, Inc.  
800 Gateway Boulevard,  
South San Francisco, CA 94080  
650 866-2773  
650 553-7165

Examiner: S. Devi

RECEIVED

Art Unit: 1645

MAR 01 2004

PETITION FOR EXTENSION OF TIME  
UNDER 37 CFR § 1.17(a)(4)

Certificate of Mailing:

I hereby certify that this correspondence and the documents referred to as attached therein are being deposited with the US Postal Service as Express Mail Label No. EV 222673446 US, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: February 23, 2004 By: Leslie Boley

Leslie J. Boley

Respectfully submitted,

Leslie J. Boley  
Leslie J. Boley  
Registration No. 41,490